In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.26961-M of 2007

…..

Date of decision:30.4.2007

Poonam Kumari and another

…..Petitioners

v.

State of Punjab and others

…..Respondents

…..

Present: Mr.G.B.S. Dhillon, Advocate for the petitioners.

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S.S. Saron, J.

The petitioners by way of this petition under Section 482 Cr.P.C. pray for safeguarding their life and liberty from respondent No.5, who is the maternal uncle of petitioner No.1.

It is submitted that maternal uncle of petitioner No.1 was forcing her to marry the person of his choice. The petitioner No.1 has been staying with him after the death of her father. However, the petitioners married amongst themselves without the consent and wishes of the maternal uncle of petitioner No.1. The photographs taken at the time of solemnization of the marriage have been appended as Annexure-P.4. It is stated that both the petitioners are major and their marriage was solemnized without any pomp or show. The marriage that has been solemnized is not to the liking of respondent No.5 and, therefore, the petitioners fear for their

safety. The petitioners also made a complaint to the Police with regard to the solemnization of their marriage and also the threats held out by respondent No.5. The petitioners pray for safeguarding their life and liberty.

After hearing learned counsel for the petitioners and perusing the record it is appropriate to note that SSP, Hoshiarpur (respondent No.2) and SHO, Police Station Hoshiarpur (respondent No.3) where the petitioners are residing would be in a better position to appreciate the ground realities. The petitioners have also submitted an application dated 24.4.2007 (Annexure-P.5) to the SSP, Hoshiarpur (respondent No.2.).

In the circumstances, the present petition is disposed of with a direction that in case the petitioners approach respondents No.2 and 3 setting out their grievance as have been made in the present petition the same would be looked into by them independently and in accordance with law.

April 30, 2007. **(S.S. Saron)**
Judge

hsp